

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 CHADWICK FABIAN VILLAMOR,

4 Plaintiff

5 v.

6 OFFICER J. METCALFE, et al.,

7 Defendants

Case No.: 2:24-cv-00940-APG-NJK

**Order Accepting Report and
Recommendation and Dismissing Without
Prejudice Defendants Bookman,
Manzanedo, Campos, and Gillum**

[ECF No. 21]

8 On December 31, 2024, Magistrate Judge Koppe recommended that I dismiss without
9 prejudice plaintiff Chadwick Villamor's search and seizure claim against defendants Bookman,
10 Manzanedo, Campos, and Gillum because by Villamor's own allegations, the police officers had
11 probable cause. ECF No. 21 at 3-4. Villamor did not object. Thus, I am not obligated to conduct
12 a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district
13 courts to "make a de novo determination of those portions of the report or specified proposed
14 findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th
15 Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and
16 recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Koppe's report and recommendation
18 **(ECF No. 21) is accepted**, and plaintiff Chadwick Villamor's search and seizure claim against
19 defendants Bookman, Manzanedo, Campos, and Gillum is dismissed without prejudice. The
20 excessive force claim against defendants Metcalfe and Ketring remains pending. *See* ECF Nos.
21 12 at 2; 21 at 2 n.1.

22 DATED this 17th day of January, 2025.

23 
ANDREW P. GORDON
CHIEF UNITED STATES DISTRICT JUDGE